

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
at CHATTANOOGA

SUSAN MASSEY and WILLIAM SCOTT
MASSEY,

Plaintiffs,

v.

DETECTIVE D.L. HESS; KATHLEEN
OELSCHLEGEL, individually and as member
of the Prince William County, Virginia Police
Department; OFFICER JASON WAGON,
individually and as an officer and employee of
the Chattanooga Police Department; OFFICER
CURTIS MORRIS, individually and as an
officer and employee of the Chattanooga Police
Department; OFFICER KEITH JENNINGS,
individually and as an officer and employee
of the Chattanooga Police Department; and
CITY OF CHATTANOOGA, TENNESSEE,

Defendants.

No. 1:05-CV-249

Judge Curtis L. Collier

ORDER

In accordance with the accompanying memorandum, the Court hereby **ORDERS** as follows:

(1) Defendants D.L. Hess and Kathleen Oelschlegel's ("Defendants") motion to dismiss
(Court File No. 35) is **DENIED**;

(2) Plaintiffs Susan Massey and William Scott Massey ("Plaintiffs") **SHALL** effect service
of process upon Defendants on or before **September 1, 2006**; and

(3) The Court **RESERVES** the right to reconsider dismissal under Rule 4(m) if Plaintiffs fail
to properly serve Defendants on or before September 1, 2006.

SO ORDERED.

ENTER:

/s/
CURTIS L. COLLIER
CHIEF UNITED STATES DISTRICT JUDGE